

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: NUSTAR PIPELINE OPERATING PARTNERSHIP L.P.	DOCKET NO. HLP-2021-0002
IN RE: NAVIGATOR HEARTLAND GREENWAY LLC	DOCKET NO. HLP-2021-0003

ORDER GRANTING REQUEST FOR ADDITIONAL TIME

On August 13, 2021, Nustar Pipeline Operating Partnership L.P. (NuStar) filed a request for public information meeting dates. NuStar is proposing to construct a hazardous liquid pipeline to transport ammonia through Lee County, Iowa.

On October 19, 2021, Navigator Heartland Greenway LLC (Navigator) filed a request for public informational meeting dates. Navigator is proposing to construct a hazardous liquid pipeline to transport carbon dioxide through 36 Iowa counties.

On December 16, 2021, the Utilities Board (Board) issued an order requiring NuStar and Navigator to each file a list of all property owners to whom NuStar and Navigator mailed notice for each county where the pipeline is proposed to be located. The order required NuStar and Navigator to submit the mailing lists by December 28, 2021, and to be filed in compliance with the Board's confidentiality order issued on November 23, 2021, in Docket No. HLP-2021-0001.

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On December 20, 2021, Navigator filed a request for additional time to comply with the Board's December 16, 2021 order. On December 22, 2021, NuStar filed a request for additional time to comply with the Board's December 16, 2021 order. NuStar and Navigator both state that there is a pending request for reconsideration before the Board, and pending litigation in Polk County District Court regarding the confidentiality of the mailing lists in Docket No. HLP-2021-0001. NuStar and Navigator request the additional time to ensure consistent treatment of landowner information in all similarly situated dockets.

To ensure consistent treatment in all dockets, the Board will grant the request for additional time. However, the Board will require NuStar and Navigator to file their respective mailing lists of all property owners to whom NuStar and Navigator mailed notice for each county where the pipeline is proposed to be located and to request confidentiality over the lists. The Board will require the mailing lists and any request for confidential treatment to be filed by December 30, 2021. The Board will rule upon any request for confidential treatment filed by NuStar or Navigator after the Polk County District Court rules on the mailing list in Docket No. HLP-2021-0001. Pursuant to 199 Iowa Administrative Code 1.9(6)(c), the Board will withhold from public inspection all materials subject to such request for confidential treatment until a final ruling of the Board.

IT IS THEREFORE ORDERED:

1. Navigator Heartland Greenway LLC's request for additional time, filed on December 20, 2021, is granted.

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2. NuStar Pipeline Operating Partnership L.P.'s request for additional time, filed on December 22, 2021, is granted.

3. Navigator Heartland Greenway LLC shall file its mailing list and request for confidential treatment on or before December 30, 2021, consistent with this order.

4. NuStar Pipeline Operating Partnership L.P. shall file its mailing list and request for confidential treatment on or before December 30, 2021, consistent with this order.

UTILITIES BOARD

Geri Huser Date: 2021.12.28
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ATTEST:

Kerrilyn Russ Digitally signed by Kerrilyn Russ
Date: 2021.12.28 16:05:03
-06'00'

Joshua J Byrnes Date: 2021.12.28
15:19:16 -06'00'

Dated at Des Moines, Iowa, this 28th day of December, 2021.